App. F. IX-4

*Previous References* 1940-41 (RA) RA File No. 95-40

Serial Nos. 21 and 22

*Later References.*

# GENERAL AND REVENUE SECRETARIAT.

*Serial Nos.* 2

28/E

**Part B for** April 1941

**SUBJECT.**

Re— Bye-election — Hassan taluk Rural Constituency

Sl no 22 — The Bycommr Hassan — Rene no RL 3393 dt 31-3-1941 States that for the purposes of the ensuing bye-elections, the transference of certain villages to Alur taluk will not effect the electoral roll of the Hassan taluk General Constituency

WD 0573—GPB—22,500—12-9-39

K.S. 8/5/41

Re - Bye-election-Hassan taluk Rural Constituency



General and Revenue Secretariat
R. A. & L. C.

RA File No. 95-40 of 1940 - 41 App F III-2

Serial No. 21

Letter No: D.C. 3596/39-40 dated 21.3.1941 from the D.C. Hassan Dt, Soliciting instructions whether the electoral roll of the Hassan Taluk Rural Constituency should remain un-affected for the purpose of Conducting the ensuing bye-election for Hassan State in the P.U.D.

(1) The D.C. Hassan District has reported that 19 villages which were ~~now~~ hitherto included in the Hassan taluk would be transferred to Alur Taluk with effect from 1st April 1941 and desires to know whether for the purposes of conducting the ensuing bye-elections in Hassan taluk, the voters of the villages transferred to Alur Taluk should be disqualified from exercising their franchise or the roll as it is remains in tact.

(2) Rule 9 of the R.A. rules states that there shall be an electoral roll for every constituency and no person who is not, and except as expressly provided by these rules, every person who is, for the time being included in the electoral roll for any such constituency shall be entitled to vote in that constituency. As required by Rule 10 of the same Rules, The electoral roll of the Hassan taluk including the villages which have now been transferred to Alur was prepared with reference to the elections which were conducted on February 8th 1941. In accordance with the provisions of Rules 71 to 79 of the R.A. Rules, the preliminary rolls of this constituency were published and revised and finally republished as required by Rule 79 on 23rd December 1941. Rule 83 of the Rules directs that the electoral roll for a

NOTE—Contn. Sheet.

The electoral Roll- Hassan Taluk Rural Constituency

-A File No 95-40 1890/RL of 1940-41 | General and Revenue Secretariat R. A. & L. C.

2

Serial No.

constituency shall come into force from the date of the republication under the provisions of Rule 79 and shall continue in force for a period of 4 years or for such period as may be prescribed by the Government by notification in the Gazette and after the expiration of such period a fresh roll shall be prepared in accordance with the provisions of these rules.

3) In view of the above provisions, the electoral roll of the Hassan Taluk rural constituency ~~is~~ remains in force for a period of 4 years and cannot be altered so as to exclude the voters residing in the transferred villages from voting at the ensuing bye-elections. An amendment of the roll as altering the jurisdiction of the constituencies for the purposes of the election can only take place after the statutory period prescribed for preparing a fresh electoral roll for every constituency.

4) If approved the Deputy Commissioner, Hassan, will be informed that the electoral roll of the Hassan taluk is operative for the ensuing bye-elections in spite of the transferance of certain villages to Alur taluk.

J.802 26.3.1941

5) The extent of the constituency as given in column two of Part I of the First Schedule to the Assembly Rules may be amended by substituting the words "Alur Taluk" for the words "Alur Sub-taluk".

6) Since the electoral roll came into force, the extent of the constituency has been reduced by the transfer of as few villages from Hassan taluk to Alur taluk. It follows therefore that those who are outside the limits of the the constituency cannot take part in the election. So

Serial No:

OFFICE OF THE FIRST MEMBER OF COUNCIL
MAR 27 1941
No. 9760.

much of the electoral rolls as pertains to the transferred villages, must be deemed to have become a part of the electoral rolls of Alur. The D.C. may perhaps be informed accordingly.

HMW 27/3

7) Law Secy)
I Member)

Hm 2 27/3/41.

8) On the date when the Hassan rural constituency was called upon to return a candidate, these villages formed a part of that constituency. The by-election should proceed on that basis and any changes in administrative divisions that might come into effect/force in the interval should be ignored.

HMW 28/3/41

Hm 2 29/3/41.

9) Secy to write a draft letter to the D.C. Hassan Dh. for appl.

HMW 29/3

Dftr 29/3/41

Law Secy)

Hm 2 29/3/41

6/6/R 27/3

6356 29/3

The D. C. Hassan

Issue No RL 3393 dated 31.3.1941 (Issued HMW 29/3)

22 States that for the purposes of ensuing bye-elections, the transference of certain villages to Alur taluk will not affect the electoral roll of the Hassan taluk rural constituency

B

2.4.41

NOTE—Contin. Sheet

L890/41

Office of the Deputy Commissioner,
Hassan District,

No:Dl.C.3596/39-40. Dated Hassan, the 21st March 1941. 4

From

T. Ramaiya, Esq., B.A., (Hons)

Deputy Commissioner, Hassan District.

To

H.V. Narayana Rao, Esq., B.A., LL.B.,

Secretary to Government, Law Department,

B a n g a l o r e.

Sir,

Re. Bye-election to the Representative Assembly in the Hassan Taluk General Rural Constituency.-

Adverting to Government Notification No:Rl.3265-R.A.95-40-1 dated 12th March 1941 prescribing the calender of events for holding the bye-election to fill up a casual vacancy in the Hassan Taluk General Rural Constituency for the Representative Assembly, I have the honor to state that necessary instructions have been issued to the Amildar of the Hassan Taluk in the matter.

According to the calender of events, the bye-election has to be held in the above mentioned constituency on the 20th April 1941. Kind reference in this connection is invited to G.O. No.R.3648-703 E:R.519-39-4 dated 25th November 1940 and R 4193-250/L.R. 519-39-10 directing the conversion of the Alur Sub Taluk into a Taluk with effect from lst April 1941. According to it 19 villages now included in the Hassan Tq will be transferred to the new Alur Taluk from lst April 1941. These villages contain 77 voters for the Representative Assembly that are included in the Electoral Roll already prepared for the Hassan General Rural Constituency and republished on 23rd December 1940. Under rule 83 of the Representative Rules the said roll shall be in force for a period of 4 years from the date of its re-publication. I request to be kindly informed early whether inspite of the above 19 villages of the Hassan Taluk coming under the jurisdiction of the new Alur Taluk from

5



1st April 1941, the Electoral Roll remains unaffected for the purpose of bye-election on the 20th April 41 in the Hassan General Rural constituency.

I have the honor to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Hassan District.

as.

11 copies

Appendix F G–1]
R. A. & L. C.

6

SUBJECT

Section

File No.

Serial No.

Diary No. of letter replied to

No. RL 3393 dated 31. 3. 41

To

The D. C. Hassan Dt.
Hassan.

General and Revenue Secretariat
R. A. & L. C.

( )

Sir,

Date of issue

With refce. to your letter ~~No RL~~ D.C. 3596/39-40 dated 21. 8. 1941, requesting to be informed whether in view of ~~Certain Villages~~ the transfer of certain Villages from the Hassan Taluk to Alur Taluk with effect from 1st April 1941, the electors residing in the said Villages should be prevented from exercising their franchise at the ensuing bye-elections to the R. A. from the Hassan Taluk Rural Constituency. I am directed to observe that on the date when the Hassan rural Constituency was called upon

Signed by

List of enclosures

Copied by

Examined by

7

to return a Candidate, these Villages formed a part of that Constituency: ~~Hereafter~~ the bye-election should proceed on that basis and any changes in administrative divisions that might have come into effect in the interval should be ignored.

I have &c.

1 H.M. 29/3/41
Secy to Govt
Land Deptt
29/3

Memo no: RL 3394-3402 913 dated 31-3-41

Copy of the above is fd. w.c. to the Dy. Comrs. of Nuh Dh. for inform & guidance

Copy to Secy. RD & Lc.

B.O

for dy to lover
L.D.
29/3

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat,

*Bangalore, dated* 31st March 1941.

No. RL 3393

FROM

*The Secretary to the Government of His Highness the Maharaja of Mysore,*
*Law Department.*

To The Deputy Commissioner,
Hassan District,
Hassan.

SIR,

With reference to your letter No.DI.C.3596/39-40 dated 21st March 1941, requesting to be informed, whether in view of the transfer of certain villages from the Hassan Taluk to Alur Taluk with effect from 1st April 1941, the electors residing in the said villages should be prevented from exercising their franchise at the ensuing bye-elections to the Representative Assembly from the Hassan Taluk Rural constituency, I am directed to observe that on the date when the Hassan rural constituency was called upon to return a candidate, these villages formed a part of that constituency. The bye-election should therefore proceed on that basis and any changes in administrative divisions that might have come into effect in the interval should be ignored.

I have the honour to be,
Sir,
Your most obedient servant,

Sd/- H.V. Narayana Rao.
Secretary to Government,
Law Department.

Memo No: RL 3394-3402 dated 31.3.41.

Copy of the above is forwarded with compliments to the Deputy Commissioner, Hassan District, for information and guidance.

By Order,

M.N. Varadaraja Rao
For Secretary to Government,
Law Department.

DSO

HKR/11.